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4 SCOTT JOHNSON,
5 Plaintiff,
6 v.
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8 BILL ENG, et al.,
9 Defendants.

10 Case No.18-cv-01337-VKD
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**13 ORDER TO SHOW CAUSE RE
14 SETTLEMENT**

15 The Court having been informed that the parties have settled the dispute between them, all
16 previously scheduled deadlines and appearances are VACATED.

17 On or before **March 21, 2019**, the parties shall file a stipulated dismissal pursuant to Fed.
18 R. Civ. P. 41(a)(1)(ii). Rule 41(a)(1) permits a plaintiff to voluntarily dismiss a case without a
19 court order (i) by notice if the defendant has not filed an answer or motion for summary judgment,
or (ii) by stipulation signed by all parties who have appeared. Because defendants have filed an
answer, the parties must file a stipulated dismissal pursuant to Rule 41(a)(1)(ii).

20 If a dismissal is not filed by the specified date, then the parties shall appear in Courtroom
21 2, Fifth Floor, 280 South First Street, California on **April 2, 2019, 10:00 a.m.** and show cause, if
22 any, why the case should not be dismissed pursuant to Fed. R. Civ. P. 41(a). Additionally, the
23 parties shall file a statement in response to this Order to Show Cause no later than **March 26,**
24 **2019** advising as to (1) the status of their activities in finalizing settlement; and (2) how much
25 additional time, if any, is requested to finalize the settlement and file the dismissal. If a dismissal
26 is filed as ordered, the Order to Show Cause hearing will be automatically vacated and the parties
27 need not file a statement in response to this Order.

28 **IT IS SO ORDERED.**

United States District Court
Northern District of California

1 Dated: February 4, 2019
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VIRGINIA K. DEMARCHI
United States Magistrate Judge